

Warren County Board of Supervisors

RESOLUTION NO. 299 OF 2014

Resolution introduced by Supervisors Dickinson, Kenny, Monroe, Vanselow, Brock, Seeber and Simpson

AUTHORIZING THE SUBMISSION OF THE UPDATED IGNITION INTERLOCK PLAN TO NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, in accordance with New York State Division of Probation and Correctional Alternatives (DPCA) Rules and Regulations, 9 NYCRR Section 358.4, every County and the City of New York shall establish an ignition interlock program plan, and

WHEREAS, NYS Division of Criminal Justice Services (DCJS) has requested that counties review and update their Ignition Interlock Program Plan due to recent amendments to Leandra's Law which expand the possible use of Ignition Interlock devices to DWI cases prior to sentencing, to be monitored either through the District Attorney's Office or the Probation Department, as appropriate, now, therefore, be it

RESOLVED, that the Director of Probation, Robert Iusi, shall update the ignition interlock program plan which shall address usage of ignition interlock devices and monitoring compliance of any operator subject to the condition of an ignition interlock device as directed by a sentencing Court, incorporating the amendments of Chapter 169 of the Laws of 2013, which clarify the law's applicability to Youthful Offenders as well as designating the county entity to monitor court-ordered pre-sentence installation of Ignition Interlock Devices, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to execute the Updated Ignition Interlock Program Plan, in the form approved by the County Attorney, and it is further

RESOLVED, that the Director of Probation is hereby authorized to submit said updated plan in a timely fashion to New York State, following receipt of approval of all stakeholders.